

1 Timothy V. Potter
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7 Attorneys for Plaintiffs

8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
10 SAN FRANCISCO DIVISION

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12 IN RE: BEXTRA AND CELEBREX
13 MARKETING SALES PRACTICES AND
14 PRODUCT LIABILITY LITIGATION

Case No. : 06-1737 CRB
MDL NO. 1699
District Judge: Charles R. Breyer

15 Marshall W. Mitchell,

16 Plaintiffs

17 vs.

18 Pfizer Inc,

19 Defendants.

**STIPULATION AND ORDER OF
DISMISSAL WITH PREJUDICE**

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21 Come now the Plaintiff, Marshall W. Mitchell in the above-entitled action and
22 Defendant, by and through the undersigned attorneys, pursuant to Federal Rule of Civil
23 Procedure, Rule 41(a), and hereby stipulate to the dismissal of this action **with prejudice** as to

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1 the plaintiff named herein only with each side bearing its own attorneys' fees and costs.
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3
4 DATED: _____, 2010

By: 

5 Timothy V. Potter
6 **REYNOLDS POTTER RAGAN &**
7 **VANDIVORT PLC**
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9 Dickson, TN 37055
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Attorneys for Plaintiffs

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13 DATED: Mar. 22, 2010

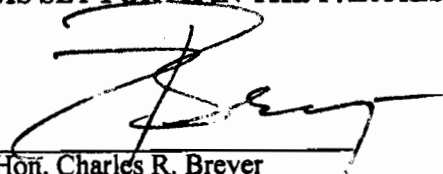
By: 

14 **DLA PIPER LLP (US)**
15 1251 Avenue of the Americas
16 New York, New York 10020
17 Telephone: 212-335-4500
18 Facsimile: 212-335-4501

Defendants' Liaison Counsel

19 **PURSUANT TO THE TERMS SET FORTH IN THE PARTIES' STIPULATION,**
20 **IT IS SO ORDERED.**

21 Dated: APR - 5 2010


22 Hon. Charles R. Breyer
23 United States District Court
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